

AMENDED IN SENATE APRIL 28, 1998

AMENDED IN SENATE APRIL 20, 1998

SENATE BILL

No. 1947

Introduced by Senator Lockyer

February 19, 1998

An act to add Sections 68099.5 and 68550 to the Government Code, relating to courts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1947, as amended, Lockyer. Courts: requirements.

Existing law sets forth the statutory duties of the Judicial Council, as specified.

This bill would require the Judicial Council to adopt a rule of court requiring every trial court to adopt by January 2000, a one trial or one day jury service requirement, as specified, except in those counties which can demonstrate good cause why such a requirement is impractical.

Existing law provides for the funding of courthouse construction, as specified.

This bill would require any courthouse construction, renovation, or restoration commenced on or after January 1, 1999, to incorporate specified work stations or areas *and separate reception areas for defense and prosecution witnesses in criminal proceedings*.

By requiring new duties of the courts, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated

by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 68099.5 is added to the
2 Government Code, to read:

3 68099.5. (a) Any courthouse construction,
4 renovation, or restoration commenced on or after
5 January 1, 1999, shall include juror work stations or areas,
6 as recommended by the American Bar Association in its
7 recommendations for design of jury facilities. No less than
8 20 percent of these work stations or areas shall be
9 designated as “law enforcement priority use” and law
10 enforcement officers shall have first access to these
11 stations or areas, but they also shall be available to jurors
12 should they not be needed by law enforcement.

13 (b) *The courthouse designs shall also provide for*
14 *separate reception areas for defense and prosecution*
15 *witnesses in criminal proceedings.*

16 SEC. 2. Section 68550 is added to the Government
17 Code, to read:

18 68550. The Judicial Council shall adopt a rule of court
19 requiring every trial court to adopt, by January 2000, a
20 requirement limiting jury service to either one trial, or
21 one day on call, per individual, except in those counties
22 which can demonstrate good cause why such a
23 requirement is impractical.

24 SEC. 3. Notwithstanding Section 17610 of the
25 Government Code, if the Commission on State Mandates
26 determines that this act contains costs mandated by the

1 state, reimbursement to local agencies and school
2 districts for those costs shall be made pursuant to Part 7
3 (commencing with Section 17500) of Division 4 of Title
4 2 of the Government Code. If the statewide cost of the
5 claim for reimbursement does not exceed one million
6 dollars (\$1,000,000), reimbursement shall be made from
7 the State Mandates Claims Fund.

8 Notwithstanding Section 17580 of the Government
9 Code, unless otherwise specified, the provisions of this act
10 shall become operative on the same date that the act
11 takes effect pursuant to the California Constitution.

